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REJECTION OVER A PRIOR PATENT**Docket Number (Optional)  
2305-7-3

In re Application of: Steven C. Quay

Application No. 10/002,540

Filed: November 13, 2001

For: Devices and Methods for Obtaining Mammary Fluid Samples for Evaluating Breast Diseases, Including Cancer

The owner, Atossa Healthcare, Inc. Corporation, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,287,521. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. ☒ The undersigned is an attorney of record.

Signature

Jeffrey J. King

Typed or printed name

426/455-5576

Telephone Number

July 29, 2004

Date

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is to be charged to deposit account no. 07-1897.

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